

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JERMAINE LACY,)
Plaintiff,)
v.)
THE METROPOLITAN POLICE) Cause No. 4:13CV370RWS
DEPARTMENT, CITY OF ST. LOUIS,)
et al.,)
Defendants.)

**DEFENDANTS MISSOURI HIGHWAY PATROL AND SGT.
HOFFMAN'S MOTION TO DISMISS**

Defendants Missouri Highway Patrol and Sergeant Philip Hoffman, by and through counsel, move this Court pursuant to Federal Rule of Civil Procedure 12(b)(6) to dismiss plaintiff's claims against them for failure to state a claim upon which relief can be granted. A memorandum in support of this motion is filed contemporaneously herewith.

WHEREFORE, Defendants Missouri Highway Patrol and Sergeant Philip Hoffman respectfully request that this Court dismiss the claims against them and award them any additional relief deemed just and proper.

Respectfully submitted,

CHRIS KOSTER
Attorney General

/s/ Karin A. Schute

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CERTIFICATE OF SERVICE

I certify that on this 7 day of May, 2013, I electronically filed the foregoing with the clerk of this Court by using the CM/ECF system, to be served by operation of the Court's electronic filing system, to the following:

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